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8 Attorneys for Defendant

9 **UNITED STATES DISTRICT COURT**  
10 **EASTERN DISTRICT OF CALIFORNIA**  
11 **FRESNO DIVISION**

12		)	Case No.: 1:21-cv-00324-SKO
13	DENISE L. YBARRA,	)	
14	Plaintiff,	)	STIPULATION AND ORDER TO REMAND
15	v.	)	(Doc. 19)
16	COMMISSIONER OF SOCIAL SECURITY,	)	
17	Defendant.	)	
18		)	

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20 IT IS STIPULATED by and between Denise L. Ybarra (Plaintiff) and Kilolo Kijakazi,  
21 Acting Commissioner of Social Security (Defendant), through their undersigned counsel of  
22 record, that the above-entitled action shall be remanded to the Commissioner of Social Security  
23 for further administrative proceedings.

24 Upon remand, the Office of Hearing Operations will remand the case to an  
25 Administrative Law Judge (ALJ) for a new decision and instruct the ALJ to further evaluate the  
26 joint opinion of Plaintiff's treatment providers, Daniel Watrous, M.D., and Cynthia Shipp-  
27 Rowell, FNP-C. The parties further request that the Court direct the Clerk of the Court to enter  
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1 a final judgment in favor of Plaintiff, and against Defendant, reversing the final decision of the  
2 Commissioner.

3 This stipulation constitutes a remand under the fourth sentence of Section 205(g) of the  
4 Social Security Act, 42 U.S.C. 405(g).

5 Respectfully submitted this 22nd day of February, 2022.

6  
7 Dated: February 23, 2022

/s/ Jonathan O. Peña

JONATHAN O. PEÑA

Attorney for Plaintiff

\*Authorized via e-mail on February 18, 2022

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9  
10 Dated: February 23, 2022

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14 By: /s/ Sarah E. Preston

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**ORDER**

Based upon the parties' above stipulation for voluntary remand pursuant to sentence four of 42 U.S.C. § 405(g) (the "Stipulation") (Doc. 19), and for good cause shown,

IT IS HEREBY ORDERED that the above-captioned action is REMANDED to the Commissioner of Social Security for further proceedings consistent with the terms of the Stipulation.

The Clerk of the Court is hereby DIRECTED to: (1) enter judgment in favor of Plaintiff Denise L. Ybarra and against Defendant Kilolo Kijakazi, Acting Commissioner of Social Security; and (2) administratively close this file.

IT IS SO ORDERED.

Dated: **February 23, 2022**

**/s/ Sheila K. Oberto**  
UNITED STATES MAGISTRATE JUDGE